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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Kenworthy

Application No. 10/609,187

Filed: June 26, 2003

Confirmation No. 7623

For: HARDWARE/SOFTWARE CAPABILITY  
RATING SYSTEM

Examiner:

Art Unit: 2122

Attorney Reference No. 3382-64489-01

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney or Agent  
for Applicant(s)

Date Mailed September 15, 2005

**INFORMATION DISCLOSURE STATEMENT  
PURSUANT TO 37 C.F.R. § 1.97(b)(3)**

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Listed on the accompanying form PTO-1449 and enclosed herewith are several English-language and/or non-English-language documents. Applicant respectfully requests that these documents be listed as references cited on the issued patent.

Copies of United States patents and United States published patent applications do not have to be provided to the Patent Office (37 C.F.R. 1.98(a)(2)(ii)). Copies of unpublished U.S. applications do not have to be provided, as long as the application is available on PAIR, as this requirement of 37 C.F.R. § 1.98(a)(2)(iii) has been waived by the United States Patent and Trademark Office pursuant to the Official Gazette Notice on October 19, 2004 (1287 OG 163). Applicant will provide copies of such patents or applications upon request.

Applicant filed this Information Disclosure Statement ("IDS") before the mailing date of a first Office action on the merits. As a result, no fee should be required to file this IDS.

However, if the Patent Office determines that a fee is required for Applicant to file this IDS, please charge any such fees, or credit overpayment, to Deposit Account No. 02-4550. A **duplicate** copy of this Information Disclosure Statement is enclosed.

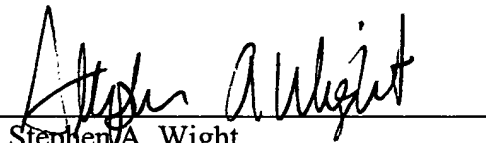
The filing of this IDS shall not be construed to be an admission that the information cited in the statement is, or is considered to be, prior art or otherwise material to patentability as defined in 37 C.F.R. §1.56.

Respectfully submitted,

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cc: Docketing

 <p><b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b></p>		<b>Attorney Docket Number</b>	3382-64489-01
		<b>Application Number</b>	10/609,187
		<b>Filing Date</b>	June 26, 2003
		<b>First Named Inventor</b>	Kenworthy
		<b>Art Unit</b>	2122
		<b>Examiner Name</b>	
<b>Examiner's Initials</b>	<b>Cite No. (optional)</b>	<b>OTHER DOCUMENTS</b>	
		Futuremark Corp., "Futuremark Corporation Releases 3DMark™ 99 Max," 2 pp. (Document dated March 8, 1999) [Downloaded from the World Wide Web on September 14, 2005]	
		Futuremark Corp., "EA's Westwood Studios Teams with NVIDIA and MadOnion.com™," 2 pp. (Document dated January 7, 2001) [Downloaded from the World Wide Web on September 14, 2005]	
		Futuremark Corp., "MadOnion.com™ Releases 3DMark@2001," 3 pp. (Document dated March 13, 2001) [Downloaded from the World Wide Web on September 14, 2005]	
		Futuremark Corp., "BAPCo® Debuts SYSmark® 2001," 3 pp. (Document dated April 18, 2001) [Downloaded from the World Wide Web on September 14, 2005]	
		Futuremark Corp., "MadOnion.com™'s Performance Analyzer Revolutionizes Online Shopping for PCs and Components," 2 pp. (Document dated August 14, 2001) [Downloaded from the World Wide Web on September 14, 2005]	
		Futuremark Corp., "MadOnion.com™ Powers NVIDIA's and VisionTek's Web Sites," 2 pp. (Document dated October 16, 2001) [Downloaded from the World Wide Web on September 14, 2005].	
		Futuremark Corp., "MadOnion.com™ Releases 3DMark@2001 Second Edition," 2 pp. (Document dated February 12, 2002) [Downloaded from the World Wide Web on September 14, 2005]	
		Futuremark Corp., "MadOnion.com™'s PCMark™2002 to Revolutionize Benchmarking of PCs with a Single, Cross-Platform Tool," 2 pp. (Document dated March 12, 2002) [Downloaded from the World Wide Web on September 14, 2005].	
		Futuremark Corp., "3DMark@03 Released," 2 pp. (Document dated February 11, 2003) [Downloaded from the World Wide Web on September 14, 2005].	
		Futuremark Corp., "Futuremark® Service Deployed for Windows XP Game Advisor," 2 pp. (Document dated December 2, 2003) [Downloaded from the World Wide Web on September 14, 2005].	
		Futuremark Corp., "Microsoft Windows Game Advisor 3.0 Launches," 2 pp. (Document dated June 21, 2005) [Downloaded from the World Wide Web on September 14, 2005].	
		Futuremark Corp., "Online Services: Performance Analyzer – FAQ," 2 pp. (Document undated) [Downloaded from the World Wide Web on September 14, 2005].	

<b>EXAMINER SIGNATURE:</b>	<b>DATE CONSIDERED:</b>
<p>* Examiner: Initial if reference considered, whether or not in conformance with MPEP 609. Draw line through cite if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>	

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<b>Examiner's Initials*</b>	<b>Cite No. (optional)</b>	<b>OTHER DOCUMENTS</b>	
		Futuremark Corp., "Online Services: Performance Analyzer – Performance Analyzer Service Description," 2 pp. (Document undated) [Downloaded from the World Wide Web on September 14, 2005].	
		Futuremark Corp., "Online Services: Performance Analyzer," 2 pp. (Document undated) [Downloaded from the World Wide Web on September 14, 2005].	
		Microsoft Corp., "Windows Game Advisor," 3 pp. (Document dated June 28, 2005) [Downloaded from the World Wide Web on September 14, 2005].	
		Smith, Nick, "3DMark2001," 2 pp. (Document undated) [Downloaded from the World Wide Web on September 14, 2005].	

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